UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/098,697	03/15/2002	Royce D. Jordan JR.	010565	5132

26285	7590	08/11/2004

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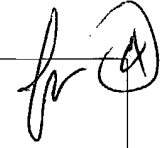| EXAMINER |
|---|
| RIMELL, SAMUEL G |

ART UNIT	PAPER NUMBER
2175	

DATE MAILED: 08/11/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

PTO-90C (Rev. 10/03)

	Application No.	Applicant(s)
Office Action Summary	10/098,697	JORDAN, ROYCE D.
	Examiner	Art Unit
	Sam Rimell	2175

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE <u>3</u> MONTH(S) FROM
THE MAILING DATE OF THIS COMMUNICATION.
- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

1)☐ Responsive to communication(s) filed on _____.

2a)☐ This action is **FINAL**.   2b)☒ This action is non-final.

3)☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

4)☒ Claim(s) *1-29* is/are pending in the application.

    4a) Of the above claim(s) _____ is/are withdrawn from consideration.

5)☐ Claim(s) _____ is/are allowed.

6)☒ Claim(s) *1-29* is/are rejected.

7)☐ Claim(s) _____ is/are objected to.

8)☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

9)☐ The specification is objected to by the Examiner.

10)☐ The drawing(s) filed on _____ is/are: a)☐ accepted or b)☐ objected to by the Examiner.

    Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).

    Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).

11)☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

12)☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).

    a)☐ All   b)☐ Some * c)☐ None of:

      1.☐ Certified copies of the priority documents have been received.

      2.☐ Certified copies of the priority documents have been received in Application No. _____.

      3.☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

    * See the attached detailed Office action for a list of the certified copies not received.

SAM RIMELL
PRIMARY EXAMINER

Attachment(s)

1)☒ Notice of References Cited (PTO-892)

2)☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)

3)☒ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) Paper No(s)/Mail Date *2*.

4)☐ Interview Summary (PTO-413) Paper No(s)/Mail Date. _____.

5)☐ Notice of Informal Patent Application (PTO-152)

6)☐ Other: _____.

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the

basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

Claims 1-29 are rejected under 35 U.S.C. 102(e) as being anticipated by Gropper (United

States Patent Application Publication US2002/0049610).

Claim 1: Reference is made to the process described in paragraphs 0093-0133. The

system includes a recipient client who has an address book (paragraph 0133). The address book

includes contact information (paragraph 0068). A first client sends an e-mail request to a second

client to update an address in the address book. The second client makes the update and sends it

back to the first client. The address book and its updates end up being sent through and stored at

a server (paragraph 0129) which is readable as a gateway. The updates to the address book may

be transmitted to wireless clients (paragraph 0149).

Claim 2: The contact information in the address book includes names, mailing addresses

and e-mail addresses (paragraph 0093).

Claim 3: The address book and its updates are stored at the server (paragraph 0129). The

server includes a database (paragraph 0158).

Claim 4: Paragraph 0159 describes the archiving of received data at the server. An

archive is considered to be equivalent to a directory structure. The data sent to the server

includes user data.

Claim 5: The address book is stored both on the client devices as well as the server communicating with the client devices. The memory on the client device or the server thus becomes the storage device.

Claim 6: Paragraph 0149 describes the wireless devices as wireless PDAs or wireless telephones either of which are readable as pagers.

Claim 7: The address book is modified on the gateway (server) by sending the updates through the server (paragraph 0129) where they are saved on the server.

Claim 8: The system includes an external network (12), which is described as including the Internet (paragraph 0149).

Claim 9: The address modifications are made via the wireless devices (paragraph 0120-0121) and then sent to the server (paragraph 0129).

Claim 10: As described in paragraphs 0093-0133, a first client has a created address book. The first client sends an e-mail to a second client requesting an update. The second client modifies the address book by making the update (paragraphs 0120 and 0121). The updated address is then sent back to the first client (paragraphs 0130-0133).

Claim 11: Modifications are made via the Internet (paragraph 0149).

Claim 12: Modifications to the address book are made by one of the client devices (paragraphs 0120 and 0121).

Claim 13: Modifying the address book may include changing an entry (paragraph 0122).

Claim 14: The user's status can be checked and accepted or blocked at the original client's address book, thus verifying status before permitting ay attempt to change to the address book (paragraphs 0094-0095).

Claim 15: The user's status can be verified at the server level, thus checking the user's status before transmitting the final update back to the client requesting the update (paragraph 0109).

Claim 16: See remarks for claim 6.

Claim 17: See remarks for claim 2.

Claim 18: See remarks for claim 10.

Claim 19: See remarks for claim 11.

Claim 20: See remarks for claim 12.

Claim 21: See remarks for claim 13.

Claim 22: See remarks for claim 14.

Claim 23: See remarks for claim 15.

Claim 24: See remarks for claim 16.

Claim 25: See remarks for claim 2.

Claim 26-29: See remarks for claim 1. Note that an address book update is considered to also read on the concept of sending an address book by reason that an address may be formed by even so much as one address entry.

Any inquiry concerning this communication should be directed to Sam Rimell at telephone number (703) 306-5626.

Sam Rimell
Primary Examiner
Art Unit 2175